



PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Bova, David
Serial No.: 09/470,603
Filing Date: 22 December 1999
Docket Number: 50454-56101USCIP3
Title: NICOTINIC ACID COMPOSITIONS FOR TREATING
HYPERLIPIDEMIA AND RELATED METHODS
THEREFOR
Art Unit: 1615
Examiner: Robert M. Joynes

VIA FACSIMILE

Status and Entity Branch, Office of Finance
703.308.5077 (This is the only page being transmitted.)

COMMISSIONER OF PATENTS AND TRADEMARKS

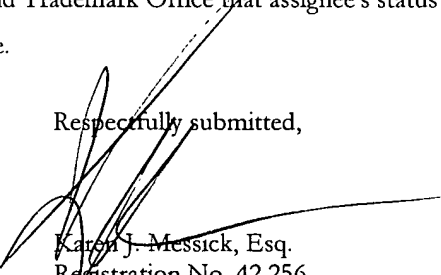
Box M Correspondence
Washington, D.C. 20231

Sir:

WITHDRAWAL OF SMALL ENTITY STATUS

Pursuant to 37 C.F.R. § 1.27(g)(2), Kos Pharmaceuticals Inc., the assignee in the above-identified application, hereby notifies the United States Patent and Trademark Office that assignee's status has changed and Small Entity status is no longer applicable.

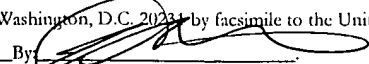
Respectfully submitted,


Karen J. Messick, Esq.
Registration No. 42,256
Attorney for Applicants

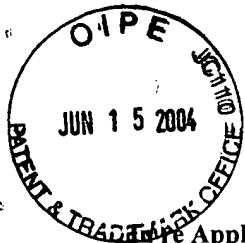
KOS PHARMACEUTICALS, INC.,
1001 Brickell Bay Drive
25th Floor
Miami, Florida 33131
Tel: (305) 523-3643
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Date: 6/11/04

CERTIFICATE OF MAILING OR TRANSMISSION PURSUANT TO 37 C.F.R. § 1.8

I hereby certify that this correspondence is being transmitted to the Commissioner for Patents, Washington, D.C. 20231 by facsimile to the United States Patent and Trademark Office in accordance with 37 C.F.R. § 1.6(d) on 6/11/04 By 

Jared G. Silberhorn



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NICOTINIC ACID COMPOSITIONS FOR TREATING
HYPERLIPIDEMIA AND RELATED METHODS THEREFOR

1615

Robert M. Joynes

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

TRANSMITTAL LETTER

Enclosed for filing in the above-identified patent application are the following documents:

1. Amendment After Allowance Under 37 C.F.R. § 1.312;
2. Copy of Withdrawal of Small Entity Status transmitted via facsimile on 11 June 2004;
3. Issue Fee Transmittal Form;
4. Return Postcard.

No fees are believed to be due in connection with this filing however, please charge any necessary fees to our deposit account 50-2543.

If there are any questions, please call the undersigned at the telephone number indicated below.

Respectfully submitted,

Kos Pharmaceuticals, Inc.

Karen J. Messick, Esq.
Attorney for Applicants
Reg. No. 46,256

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Date: 6/15/04

CERTIFICATION UNDER 37 C.F.R. §1.10

I hereby certify that the attached papers are being deposited with the United States Postal service as: Express Mail Post Office to Addressee" Service under 37 C.F.R. §1.10 on 15 June 2004 and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

ER 927242813 US
Express Mail Label Number

Jared G. Silberhorn